

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO.: 20032-AD21-0223-038

IN THE MATTER OF:)

Gary S. Singletary)
P.O. Box 6262,)
Thomasville, GA 31758)

Applicant.)

Type of Agency Action: Enforcement)

License Application #: 836866)

FILED

MAY 25 2021

STATE OF INDIANA
DEPT. OF INSURANCE

PRELIMINARY ADMINISTRATIVE ORDER
AND NOTICE OF LICENSE DENIAL

The Indiana Department of Insurance (“Department”), pursuant to the Indiana Administrative Orders and Procedures Act, Indiana Code § 4-21.5-1 *et seq.* and Indiana Code § 27-1-15.6-12, hereby gives notice to Gary S. Singletary (“Applicant”) of the following Administrative Order:

1. Applicant’s Indiana nonresident producer license number 997660 was first issued on or around November 10, 2014.
2. Applicant’s Indiana nonresident producer license expired on or around July 31, 2019, due to Applicant’s failure to renew.
3. Applicant applied to reactivate his Indiana nonresident producer license on January 6, 2021.
4. Before approving an application, the Commissioner must find that the applicant has met specific requirements under Indiana Code § 27-1-15.6-8 and Indiana Code § 27-1-15.6-12.

5. Indiana Code § 27-1-15.6-12(b)(1) provides, in part, that the Commissioner may refuse to issue an insurance producer license for providing incorrect, misleading, incomplete, or materially untrue information in a license application.
6. Indiana Code § 27-1-15.6-12(b)(8) provides, in part, that the Commissioner may refuse to issue an insurance producer license for using fraudulent, coercive, dishonest practices, or demonstrating incompetence, untrustworthiness, or financial irresponsibility in the conduct of business in Indiana, or elsewhere.
7. Indiana Code § 27-1-15.6-12(b)(2)(A) provides, in part, that the Commissioner may refuse to issue a producer's license for violating an insurance law.
8. Indiana Code § 27-1-15.6-17(a) which is an insurance law, that states that a producer shall report to the Commissioner any administrative action taken against the producer in another jurisdiction or by another governmental agency in Indiana not more than thirty (30) days after the final disposition of the matter.
9. Indiana Code § 27-1-15.6-12(b)(9) provides, in part, that the Commissioner may refuse to issue a producer's license for having an insurance producer license, or its equivalent, denied, suspended, or revoked in any other state, province, district, or territory.
10. Following a review of public records and the materials submitted by the Applicant, the Commissioner, being fully advised, now hereby notifies Applicant that he has not fully met the requirements of licensure, as stated by Indiana Codes §§ 27-1-15.6-12(b)(1), 27-1-15.6-12(b)(8), and 27-1-15.6-12(b)(9), due to Applicant's following administrative actions, which include a license suspension and two revocations, and for Applicant's failure to disclose the following administrative actions on his 2021 application for licensure:

- a. On June 11, 2018, the Pennsylvania Insurance Department issued a Consent Order suspending Applicant's insurance license for the misrepresentation of an insurance product;
 - b. On November 7, 2019, the California Department of Insurance issued a Default Decision and Order of Revocation, revoking Applicant's insurance license due to failure to respond concerning Applicant's criminal history; and
 - c. On April 27, 2020, State of Washington, Office of the Insurance Commissioner, issued an Order Revoking License, due to failure to report another state's action.
11. Following a review of public records and the materials submitted by the Applicant, the Commissioner, being fully advised, now hereby notifies Applicant that he has not fully met the requirements of licensure, as stated by Indiana Codes §§ 27-1-15.6-12(b)(2)(A), and 27-1-15.6-17(a) due to Applicant's failure to timely report the following administrative action to the Department when previously licensed:
 - a. On June 11, 2018, the Pennsylvania Insurance Department issued a Consent Order suspending Applicant's insurance license for the misrepresentation of an insurance product.
12. Applicant did not report the Pennsylvania administrative action to the Department until July 30, 2018.
13. Indiana Code § 27-1-15.6-12(d) provides that the Applicant may, not more than sixty-three (63) days after notice of denial of the applicant's application is mailed, make written demand to the Commissioner for a hearing before the Commissioner to determine the reasonableness of the Commissioner's action.

14. This is considered an agency action. This action has been initiated by the aforementioned authority. If you choose to appeal this agency action, the State of Indiana Office of Administrative Law Proceedings ("OALP") will assign an administrative law judge to preside over this matter, and subsequently you will be contacted by the OALP with more information to begin the administrative process.

IT IS THEREFORE ORDERED that Applicant's request for licensure is hereby DENIED pursuant to Indiana Codes §§ 27-1-15.6-12(b)(1), 27-1-15.6-12(b)(8), 27-1-15.6-12(b)(2)(A), 27-1-15.6-17(a), and 27-1-15.6-12(b)(9) due to Applicant's failure to disclose three (3) administrative actions on his application for licensure, which include two (2) license revocations and one (1) suspension, and for Applicant's failure to timely report one of those administrative actions to the Department when Applicant was previously licensed. Applicant may reapply for licensure not less than one (1) year from the date of this order.

5-25-2021
Date Signed


Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:

Gary S. Singletary
P.O. Box 6262
Thomasville, GA 31758

Victoria Hastings, Attorney
ATTN: Steven A. Embree, Investigator
Indiana Department of Insurance
311 W. Washington St., Suite 103
Indianapolis, IN 46204
317 234-5883, Fax 317 234-2103